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ZONING CHANGE REVIEW SHEET

CASE: C14-2010-0044 – Western Trails Boulevard
Zoning Change

Z.A.P. DATE: May 4, 2010

ADDRESS: 2301, 2303 and 2305 Western Trails Boulevard

OWNERS & APPLICANTS: Kristine Alpert; Wilfred W. Kellas, Jr.;
Joe M. and Janet D. Sullivan

AGENT: Karl A. Burkett

ZONING FROM: SF-3

TO: NO-MU

AREA: 0.7903 acres
(34,425 square feet)

SUMMARY STAFF RECOMMENDATION:

The Staff's recommendation is to grant neighborhood office – mixed use – conditional overlay (NO-MU-CO) combining district zoning. The Conditional Overlay limits the number of daily vehicle trips to 2,000.

ZONING AND PLATTING COMMISSION RECOMMENDATION:

May 4, 2010:

ISSUES:

None at this time.

DEPARTMENT COMMENTS:

The subject platted lots are developed with three duplexes and has family residence (SF-3) district zoning. There are four duplexes adjacent to the west, a single family residence to the east (all SF-3), single family residences to the south within Western Trails subdivision (SF-3), and office uses with a parking area across Western Trails Boulevard to the north (LO; CS).

The Applicants have requested a zoning change to the neighborhood office – mixed use (NO-MU) district in order to have the opportunity to convert one or both the units to administrative and professional office use, while also retaining residential use of the property. The owners of two other lots to the east have also submitted a rezoning request to NO-MU with the same intentions (C14-2009-0093). The Applicants also approached the adjacent property owner to the east about joining the rezoning application to the NO-MU district, however the owner did not elect to participate. Unlike other sections of the Western Trails subdivision, the six duplex lots on Western Trails Boulevard are not subject to deed restrictions that limit the property to residential uses.

Western Trails Boulevard contains both residential and office uses, and a residential/office use would be compatible with the established land use character of the street. Therefore, Staff recommends NO-MU district zoning in the context of its location on a collector street, compatibility with the office zoning across Western Trails, and with the single family residences to the south that are deed restricted.

EXISTING ZONING AND LAND USES:

	ZONING	LAND USES
<i>Site</i>	SF-3	Three duplexes
<i>North</i>	LO; CS; CS-1	Parking; Offices
<i>South</i>	SF-3	Single family residences
<i>East</i>	SF-3	One duplex lot; Two duplex lots requested for NO-MU zoning (C14-2009-0093)
<i>West</i>	SF-3	One single family residence

AREA STUDY: N/A

TIA: Is not required

WATERSHED: Williamson Creek

DESIRED DEVELOPMENT ZONE: Yes

CAPITOL VIEW CORRIDOR: No

SCENIC ROADWAY: No

NEIGHBORHOOD ORGANIZATIONS:

- 428 – Barton Springs / Edwards Aquifer Conservation District
- 511 – Austin Neighborhoods Council 627 – Onion Creek Homeowners Association
- 742 – Austin Independent School District
- 786 – Home Builders Association of Greater Austin m
- 943 – Save Our Springs Alliance 1037 – Homeless Neighborhood Association
- 1075 – League of Bicycling Voters 1108 – Perry Grid 644
- 1113 – Austin Parks Foundation 1164 – Austin Southwest Association
- 1200 – Super Duper Neighborhood Objectors and Appealers Organization
- 1224 – Austin Monorail Project 1228 – Sierra Club, Austin Regional Group

SCHOOLS:

Joslin Elementary School Covington Middle School Crockett High School

CASE HISTORIES:

NUMBER	REQUEST	COMMISSION	CITY COUNCIL
C14-2009-0093 – 2203 & 2205 Western Trails Boulevard	SF-3 to NO-MU	Scheduled for 5-4-10	Scheduled for 5-27-10

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C14-05-0087 – 4611 Manchaca Road	SF-3 to LO	Granted LO-CO with CO for maximum building cover – 35%, impervious cover – 60%, maximum height 35 feet, 2 stories, maximum F.A.R. –0.11 to 1, 300 trips and list of prohibited uses.	Approved LO-CO as ZAP recommended (8- 4-05).
C14-04-0152 – 4607 Manchaca Road	SF-3 to LO	Granted as requested	Approved LO-CO with the CO limiting the F.A.R. to the existing building square footage; medical offices as the only LO use and all NO, Neighborhood Office uses; all NO development standards and 300 vehicle trips (1-13-05).
C14-04-0093 – Woodlawn Baptist Church	SF-3 to GO-CO, as amended	Case expired	Not applicable

RELATED CASES:

The subject zoning area is platted as Lots 14, 15 and 16 of Western Trails, Section 9, a subdivision recorded on September 3, 1964 (C8-64-036). Please refer to Exhibit B.

ABUTTING STREETS:

Name	ROW	Pavement	Classification	Daily Traffic
Western Trails Boulevard	70 feet	36 feet	Collector	5,414 (COA, 05/18/04)

- There are existing sidewalks along Western Trails Boulevard.
- According to the Austin 2009 Bicycle Plan Update approved by the Austin City Council in June 2009, a bicycle facility is not proposed on Western Trails Boulevard.
- Capital Metro bus service (route numbers 5, 30, 328 and 331) is available along Western Trails Boulevard.

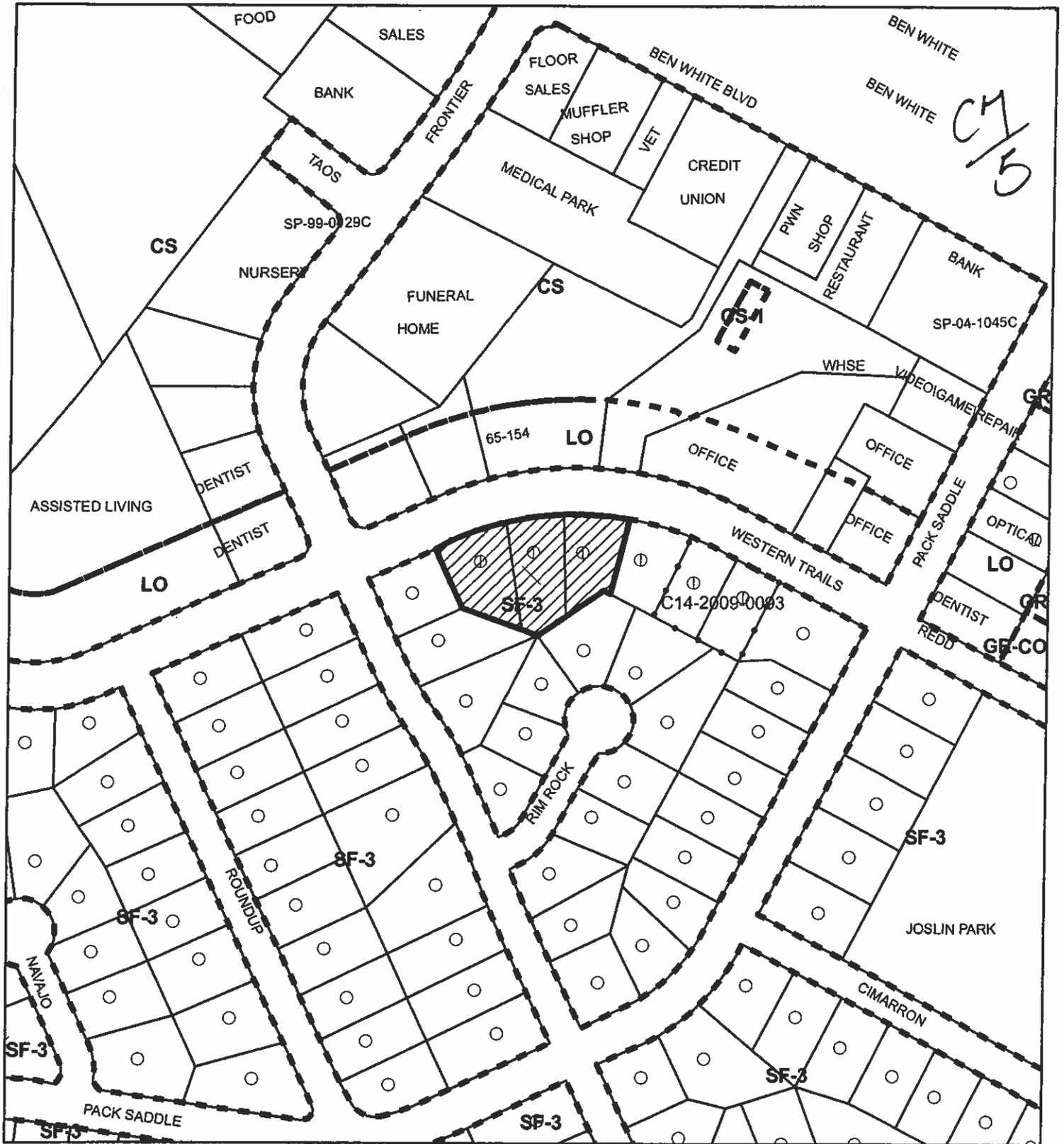
CITY COUNCIL DATE: May 27, 2010**ACTION:****ORDINANCE READINGS:** 1st2nd3rd

ORDINANCE NUMBER:

CASE MANAGER: Wendy Rhoades
e-mail: wendy.rhoades@ci.austin.tx.us

PHONE: 974-7719

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Legend



-  SUBJECT TRACT
-  PENDING CASE
-  ZONING

SCALE: 1" = 200'

ZONING

EXHIBIT A

CASE NUMBER: C14-2010-0044
ADDRESS: 2301, 2303 & 2305 WESTERN TRAILS BLVD
AREA: 0.7903 AC.
GRID: F19
CASE MGR: W. RHOADES



This map has been produced by G.I.S. Services for the sole purpose of geographic reference. No warranty is made by the City of Austin regarding specific accuracy or completeness.

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W. BEN WHITE BOULEVARD

FAST FOOD

TIRE SALES

FLOOR SALES

SHOVELL SHOP

CREDIT UNION

CS

NURSERY

PUNERAL HOME

CS-1

RESTAURANT

BANK

SP-01-10

GR

WESTERN TRAILS BLVD

RESTAURANT

DENTIST

DENTIST

OFFICE

OFFICE

OFFICE

GR

RZB5-081

PARKING

GR-CO

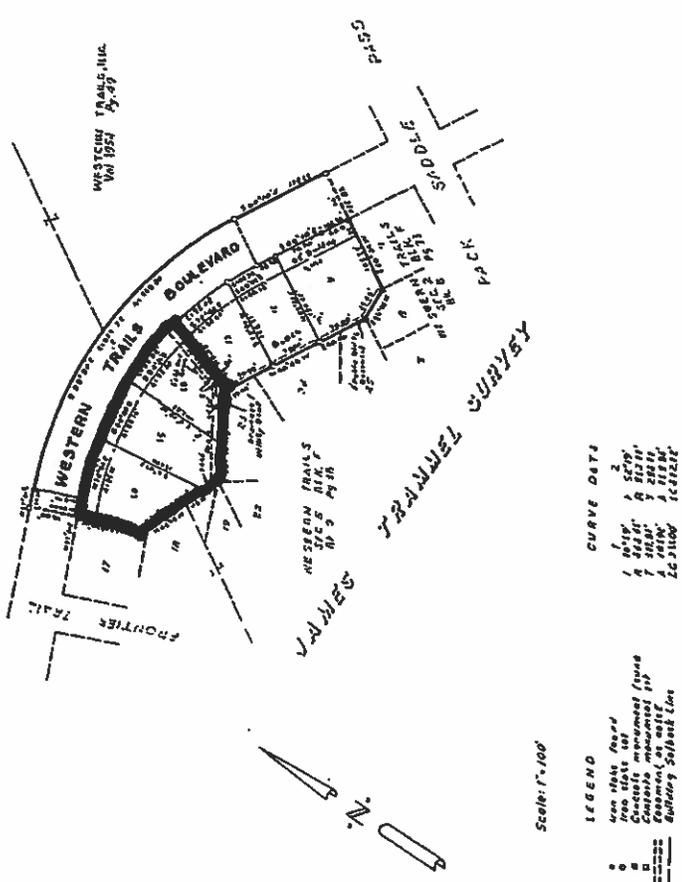
05-0198

JOSLIN PARK

SP-3

EXHIBIT A

SF-3



WESTERN TRAILS

SECTION 9

EXHIBIT B
RECORDED PLAT

THE STATE OF TEXAS, COUNTY OF TRAVIS: BEFORE ME, the undersigned authority, on this day personally appeared **William D. Lewis**, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

William D. Lewis
VICTOR D. SMITH, Vice-President

Richard H. Stewart
Secretary

THE STATE OF TEXAS: BEFORE ME, the undersigned authority, on this day personally appeared **William D. Lewis**, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

Thomas B. Watts
Notary Public in and for Travis County, Texas

ACCEPTED FOR RECORDING: **Sept 3, 1964**
this the 3rd day of September, A.D., 1964.

Secretary: **Richard H. Stewart**
VICE-PRESIDENT: **W. D. Lewis**
TITLE FOR RECORD: **William D. Lewis**, this the 3rd day of Sept., A.D., 1964.

Secretary: **Richard H. Stewart**
TITLE FOR RECORD: **William D. Lewis**, this the 3rd day of Sept., A.D., 1964.

THE STATE OF TEXAS: BEFORE ME, the undersigned authority, on this day personally appeared **Richard H. Stewart**, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

Richard H. Stewart
Secretary

THIS IS TO CERTIFY THAT AFTER CITY CODE CHAPTER 23.07 OF 1951 HAS BEEN COMPLETED WITH.

WITNESS MY HAND AND SEAL OF THIS COUNTY OF TRAVIS, TEXAS, this 3rd day of September, 1964.

Richard H. Stewart
Secretary



Handwritten initials: **W/D**

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SUMMARY STAFF RECOMMENDATION:

The Staff's recommendation is to grant neighborhood office – mixed use – conditional overlay (NO-MU-CO) combining district zoning. The Conditional Overlay limits the number of daily vehicle trips to 2,000.

BASIS FOR LAND USE RECOMMENDATION (ZONING PRINCIPLES)

1. *The proposed zoning should be consistent with the purpose statement of the district sought.*

The neighborhood office (NO) district is intended for offices predominantly serving neighborhood or community needs, which may be located within or adjacent to residential neighborhoods. Offices in the NO district would typically locate on collector streets with a minimum of 40 feet of pavement width, and would not unduly affect traffic in the area. The NO district is designed to accommodate small, single-use offices and to encourage and preserve compatibility with existing neighborhoods through renovation and modernization of existing structures. The mixed use (MU) district is intended to allow for office, retail, commercial and residential uses to be combined in a single development.

2. *Zoning changes should promote an orderly and compatible relationship among land uses.*

Western Trails Boulevard contains both residential and office uses, and a residential/office use would be compatible with the established land use character of the street. Therefore, Staff recommends NO-MU district zoning in the context of its location on a collector street, compatibility with the office zoning across Western Trails, and with the single family residences to the south that are deed restricted.

EXISTING CONDITIONS**Site Characteristics**

The subject property is developed with three duplexes. The site is relatively flat and there appear to be no significant topographical constraints on the site.

Impervious Cover

The maximum impervious cover allowed by the NO-MU zoning district would be 60%, which is based on the more restrictive zoning regulations.

Environmental

The site is not located over the Edwards Aquifer Recharge Zone. The site is in the Desired Development Zone. The site is in the Williamson Creek Watershed of the Colorado River Basin, which is classified as a Suburban Watershed by Chapter 25-8 of the City's Land

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Development Code. Under current watershed regulations, development or redevelopment on this site will be subject to the following impervious cover limits:

<i>Development Classification</i>	<i>% of Net Site Area</i>	<i>% with Transfers</i>
Single-Family (minimum lot size 5750 sq. ft.)	50%	60%
Other Single-Family or Duplex	55%	60%
Multifamily	60%	70%
Commercial	80%	90%

According to flood plain maps, there is no floodplain within, or adjacent to the project boundary.

Standard landscaping and tree protection will be required in accordance with LDC 25-2 and 25-8 for all development and/or redevelopment.

Trees will likely be impacted with a proposed development associated with this rezoning case. Please be aware that an approved rezoning status does not eliminate a proposed development's requirements to meet the intent of the tree ordinances. If further explanation or specificity is needed, please contact the City Arborist at 974-1876. At this time, site specific information is unavailable regarding other vegetation, areas of steep slope, or other environmental features such as bluffs, springs, canyon rimrock, caves, sinkholes, and wetlands.

Under current watershed regulations, development or redevelopment on this site will be subject to the following water quality control requirements:

- Structural controls: Sedimentation and filtration basins with increased capture volume and 2 year detention.

Transportation

No additional right-of-way is needed at this time.

A traffic impact analysis was waived for this case because the applicant agreed to limit the intensity and uses for this development. If the zoning is granted, development should be limited through a conditional overlay to less than 2,000 vehicle trips per day. [LDC, 25-6-117]

Water and Wastewater

The landowner intends to serve the site with City of Austin water and wastewater utilities. The landowner, at own expense, will be responsible for providing any water and wastewater utility improvements, offsite main extensions, utility relocations and or abandonments required with the change of zoning. Water and wastewater utility plans must be reviewed and approved by the Austin Water Utility for compliance with City criteria. All water and wastewater construction must be inspected by the City of Austin. The landowner must pay

the City inspection fee with the utility construction. The landowner must pay the tap and impact fee once the landowner makes an application for a City of Austin water and wastewater utility tap permit.

Site Plan and Compatibility Standards

Site plans will be required for any new development other than single-family or duplex residential.

New development is subject to Commercial Design Standards, Subchapter E. The Principal Street is Western Trails, and is a Suburban Roadway.

Any development which occurs in an SF-6 or less restrictive zoning district which is located 540-feet or less from property in an SF-5 or more restrictive zoning district will be subject to compatibility development regulations.

The site is subject to compatibility standards. Along the south, east and west property lines, the following standards apply:

- No structure may be built within 19.5 feet of the rear and side yard property line.
- No structure in excess of two stories and 30 feet in height may be constructed within 50 feet of the property line.
- No structure in excess of three stories or 40 feet in height may be constructed within 100 feet of the property line.
- For a structure more than 100 feet but not more than 300 feet from property zoned SF-5 or more restrictive, 40 feet plus one foot for each 10 feet of distance in excess of 100 feet from the property zoned SF-5 or more restrictive.
- A building must have a front building line setback of at least 25 feet from the right of way if the tract adjoins single family property, zoned or used for residential use.
- No parking is allowed within 13 feet of the property line.
- No driveways are allowed within 8 feet of the property line.
- In addition, a fence, berm, or dense vegetation must be provided to screen adjoining properties from views of parking, mechanical equipment, storage, and refuse collection.
- Additional design regulations will be enforced at the time a site plan is submitted.
- An intensive recreational use, including a swimming pool, tennis court, ball court, or playground, may not be constructed 50 feet or less from adjoining SF-3 property.